

FILED

JUN 20 2014

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE

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Attorneys for Defendant
FIDENCIO MORENO

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

FIDENCIO MORENO, ARTURO MORENO,
AND ELENA MORENO,

Defendants.

Case No. CR 12-750 LHK

STIPULATION AND ~~PROPOSED~~
ORDER CONTINUING HEARING RE:
CHANGE OF PLEA

The parties hereby stipulate and request that the change of plea and/or trial setting hearing currently set for June 24, 2014, be continued so that the parties may further explore resolution of the case. We had hoped that plea negotiations could be concluded by June 24, 2014 but that does not seem realistic. The parties agree and stipulate that the hearing be continued to July 30, 2014.

IT IS FURTHER STIPULATED AND AGREED that time under the Speedy Trial Act be excluded from June 24, 2014, until July 30, 2014, because the ends of the justice outweigh the best interest of the public and the defendant in a speedy trial, for effective preparation of defense counsel, and taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(A) and (B)(iv).

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LAW OFFICES
SIDEMAN & BANCROFT LLP
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1 DATED: June 19, 2014

Respectfully submitted,

2 SIDEMAN & BANCROFT LLP

3
 4 By: /s/ Jay R. Weill

Jay R. Weill

5 Attorneys for Defendant Fidencio Moreno

6
 7 DATED: June 19, 2014

LAW OFFICE OF LELAND B. ALTSCHULER

8
 9 By: /s/ Leland B. Altschuler

Leland B. Altschuler

10 Attorneys for Defendant Arturo Moreno

11 DATED: June 19, 2014

CLARENCE DYER & COHEN LLP

12
 13 By: /s/ Nanci L Clarence

Nanci L. Clarence

14 Attorneys for Defendant Elena Moreno

15
 16 DATED: June 19, 2014

MELINDA HAAG
 UNITED STATES ATTORNEY

17
 18 By: /s/ Todd P. Kostyshak

Todd Kostyshak

19 Trial Attorney

20 Tax Division

21 **ORDER**

22
 23 Pursuant to stipulation, and for good cause shown, it is hereby ORDERED that the hearing
 24 set for June 24, 2014 be continued to July 30, 2014.

25 IT IS SO ORDERED.

26 Dated _____

HONORABLE LUCY H. KOH
 UNITED STATES DISTRICT JUDGE

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DENIED.

*Time for plea negotiations is not a basis to exclude
 Speedy Trial time. Please submit a new stipulation.*

STIPULATION AND [PROPOSED] ORDER CONTINUING HEARING RE: CHANGE OF PLEA

6/20/14

Lucy H. Koh
 U.S. District Judge

Case No.: CR 12-750 LHK